

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Mark ALLMEN et al.

Art Unit: 2621

Application No: 09/809,036

Examiner: Behrooz M. Senfi

Confirmation No: 5594

Filed: March 16, 2001

Atty. Docket No: 37112-167615

For: BIT-RATE ALLOCATION SYSTEM FOR
OBJECT-BASED VIDEO ENCODING

Customer No:

26694

PATENT TRADEMARK OFFICE

REQUEST FOR REFUND

MS Refunds
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

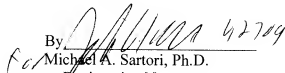
Dear Sir:

On November 27, 2007 and December 14, 2006, Applicants paid and filed an Issue Fee and Request for Continued Examination (RCE) in the above-identified patent application. Upon the filing of the Issue Fee and Request for Continued Examination (RCE), Applicants submitted Fee Transmittals (Form PTO/SB/21) with charges of \$1,440 (Issue Fee), \$790 (RCE), and excess claims fee of \$100 to Applicants' Deposit Account 22-0261. On November 28, 2007, and December 15, 2006, our deposit account was charged fees of \$1,440, \$790, \$100 for these submissions. Copies of the Applicants Patent Prosecution Receipt of Filing stamped November 27, 2007, and December 14, 2006 and the respective Fee Transmittals (Form PTO/SB/21), indicating payment of the \$1440, \$790, and \$100 are attached. A statement for the Deposit Account No. 22-0261 indicating that \$1,440, \$790 \$100 was charged thereto on November 28, 2007 for the Issue Fee, and December 15, 2006 for the Request for Continued Examination (RCE) and excess claims fee is also enclosed.

Applicants hereby submit that this charge was made in error as the instant application claims small entity status. Applicants therefore respectfully request a refund in the amount of \$1,165. Please refund the \$1,165 fee by crediting the refunded amount to our Deposit Account No. 22-0261, and notify the undersigned accordingly.

Dated: 10/3/02

Respectfully submitted,

By  42709
Michael A. Sartori, Ph.D.
Registration No.: 41,289
VENABLE LLP
P.O. Box 34385
Washington, DC 20043-9998
(202) 344-4000
(202) 344-8300 (Fax)
Attorney/Agent For Applicant

Attorney/LAA: MAS/vjw

PTO Due Date: December 14, 2006

Date Filed: December 14, 2006

Venable Filing Number

Atty. Docket No: 37112-167615

Re: Mark Allmen et al.

Application No: 09/809,036

Patent No.:

Trademark:

Opposition/Cancellation No:

Filing Date: March 16, 2001

Issue Date:

Trademark Reg. No:

The following items were received from Venable, Washington, D.C., by the U.S. Patent & Trademark Office:

U.S. PTO FEES ENCLOSED

<input checked="" type="checkbox"/>	Transmittal Form	<u>\$790.00</u>	RCE Filing Fee
<input checked="" type="checkbox"/>	Fee Transmittal Letter		Search Fee
	New U.S. Patent Application (15 pages of specification/claims/abstract)		Examination Fee
	Drawings	<u>\$100.00</u>	Additional Claim Fee
	Inventor Declaration		Recordation Fee
	U.S. National Stage Application of PCT Application		IDS Fee
	Translation of International Application		Notice of Appeal Fee
	New U.S. TM Application (specimens)		Brief on Appeal Fee
	Rule 53(d) Continued Prosecution Application		Oral Hearing Request Fee
	Substitute Specification		Extension Fee
	Rule 53(b) Continuation or Divisional Application (attach copy of specification, claims, drawings & declaration)		Issue Fee
	Priority Document-Cert. Copy of Appln.#: Country:		Publication Fee
	Date Filed		TM Statement of Use
<input checked="" type="checkbox"/>	Request for Continued Examination (RCE) under 37 CFR 1.114		8 Affidavit Fee
	Application Data Sheet		8 and 15 Affidavit
	Assignment w/Cover Sheet		TM Renewal Application Fee
	IDS with PTO SB 08A		Notice of Opposition Fee
	Response to Election of Species Requirement		TM Publication Fee
	Substitute Specification and Marked-Up Copy		TM Extension of Time Fee
	Petition for Extension of Time		
<input checked="" type="checkbox"/>	Amendment		
	Appeal Brief (in triplicate)		
	Request for Reconsideration In Response to Non-Final Office Action		
	Confirmation of Hearing Petition		
	Issue Fee Transmittal		
	Certificate of Correction		
	Maintenance Fee Transmittal		
	Notice of Appeal		
	Response to Notice to File Missing Parts		
	Response to Notice to File Missing Requirements		
	Response to Restriction Requirement		
	Petition to Revive		
	Sequence Listing - CDR Enclosed? <input type="checkbox"/> Yes <input type="checkbox"/> No		
	Status Inquiry		
	Request to change Attorney Docket Number		
	Request to Rescind Non-Publication Request		
	Terminal Disclaimer		
	Declaration Under 8		
	Declaration Under 8 and 15		
	TM Renewal Application		
	Notice of Opposition (Please list all documents in Other section)		
	Official Gazette Date:		
	Amendment to Allege Use		
	Other: (Please describe below)		

\$890.00 Total Fees Paid

☒ Check Number Attached
 Charge Deposit Account No. 22-0261
☒ Yes ☐ No

If the Deposit Account was used, was a copy of this form sent to Accounting?
 DC2DOCS11811813

LAH

PATE PROSECUTION RECEIPT OF FILING

143296

Venable Filing Number

Atty. Docket No.:

37112-167615

Title of Application:

BIT-RATE ALLOCATION SYSTEM FOR OBJECT-BASED VIDEO ENCODING

Application No.:

09/809,036

Patent No.:

Attorney/LAA:

MAS/VJW

PTO Due Date:

November 27, 2007

Current Date:

November 27, 2007

Filing Date:

March 16, 2001

Issue Date:

The following items were received from Venable LLP, Washington, D.C., by the U.S. Patent & Trademark Office on the date stamped hereon:

U.S. PTO FEES ENCLOSED

- ☐ Transmittal Letter
- ☒ **Fee Transmittal Letter**
- ☐ New U.S. Patent Application
- ☐ (____ pages of specification/claims)
- ☐ Rule 53(d) Continued Prosecution Application
- ☐ Rule 53(b) Continuation or Divisional Application
- ☐ **(attach copy of specification, claims, drawings and declaration)**
- ☐ U.S. National Stage Application of PCT Application
- ☐ Request for Continued Examination (RCE) under 37 CFR 1.114
- ☐ Application Data Sheet
- ☐ Substitute Specification
- ☐ Priority Document-Cert. Copy of
- ☐ Appln.#: ____; Country: ____; Date Filed: ____
- ☐ Formal Drawings (____ sheets, Figs.)
- ☐ Inventor Declaration
- ☐ Assignment w/Cover Sheet
- ☐ Response to Notice to File Missing Parts
- ☐ Response to Notice to File Missing Requirements
- ☐ Response to Requirement
- ☐ Information Disclosure Statement with cited references
- ☐ Response
- ☐ Amendment / Preliminary Amendment
- ☐ Petition/Request for Extension of Time (mo. ext.)
- ☐ Power of Attorney
- ☐ Petition to Revive
- ☐ Sequence Listing – CDR Enclosed? ☐ Yes ☐ No
- ☐ Request for Non-Publication
- ☐ Request to Rescind Non-Publication Request
- ☐ Terminal Disclaimer
- ☐ Notice of Appeal
- ☐ Appeal Brief **(in triplicate)** / Reply Brief **(in triplicate)**
- ☐ Request for Oral Hearing
- ☐ Confirmation of Hearing Petition
- ☒ **Issue Fee Transmittal**
- ☐ Certificate of Correction
- ☐ Maintenance Fee Transmittal
- ☐ Status Inquiry
- ☐ **Other: (Please describe below)**

1440.00 Issue Fee

Other Fees (Describe)

1440.00 **Total Fees Paid**

Charge the above fees as follows:

☒ **USPTO Deposit Account No. 22-0261**

☐ **USPTO Deposit Account No.**

☐ **USPTO not to charge any Deposit Account**

Reviewed By:

Michael J. Pate
Signature of Attorney

Date

November 27, 2007

<p>Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).</p> <h2 style="text-align: center;">FEE TRANSMITTAL</h2> <h3 style="text-align: center;">For FY 2005</h3>		<p>Complete if Known</p> <p>Application Number 09/809,036</p> <p>Filing Date March 16, 2001</p> <p>First Named Inventor Mark Allmen</p> <p>Examiner Name Behrooz M. Senfi</p> <p>Art Unit 2621</p> <p>Attorney Docket No. 37112-167615</p>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27			
TOTAL AMOUNT OF PAYMENT (\$) 890.00			

METHOD OF PAYMENT (check all that apply)

☐ Check
 ☐ Credit Card
 ☐ Money Order
 ☐ None
 ☐ Other (please identify): _____

☒ Deposit Account
 Deposit Account Number 22-0261
 Deposit Account Name Venable LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below
 ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17
 ☐ Credit any overpayments

FEE CALCULATION

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims
31	29	2	100.00	
HP = highest number of total claims paid for, if greater than 20.				
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	
5	5	0	0.00	
HP = highest number of independent claims paid for, if greater than 3.				

3. APPLICATION SIZE FEE

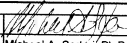
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
	- 100 =	/50	(round up to a whole number) x	

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

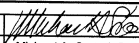
Other (e.g., late filing surcharge): RCE Fee (\$790.00); Extra Claims Fee (\$100.00) **\$890.00**

SUBMITTED BY			
Signature		Registration No. (Attorney/Agent)	41,289
Name (Print/Type)	Michael A. Sartori, Ph.D.	Telephone	(202) 344-4004
		Date	December 14, 2006

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2006 (H.R. 4818).		Complete if Known	
FEE TRANSMITTAL For FY 2008		Application Number	09/809,036
		Filing Date	March 16, 2001
		First Named Inventor	Mark ALLMEN
		Examiner Name	Behrooz M. SENFI
		Art Unit	2621
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Attorney Docket No.	37112-167615
TOTAL AMOUNT OF PAYMENT	(\$)	1440.00	

METHOD OF PAYMENT (check all that apply)	
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____	
<input checked="" type="checkbox"/> Deposit Account Deposit Account Number: <u>22-0261</u> Deposit Account Name: _____	
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee	
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 <input checked="" type="checkbox"/> Credit any overpayments	

FEE CALCULATION							
1. BASIC FILING, SEARCH, AND EXAMINATION FEES							
	FILING FEES		SEARCH FEES		EXAMINATION FEES		
		Small Entity Fee (\$)		Small Entity Fee (\$)		Small Entity Fee (\$)	Fees Paid (\$)
Application Type	Fee (\$)		Fee (\$)		Fee (\$)		
Utility	310	155	510	255	210	105	_____
Design	210	105	100	50	130	65	_____
Plant	210	105	310	155	160	80	_____
Reissue	310	155	510	255	620	310	_____
Provisional	210	105	0	0	0	0	_____
2. EXCESS CLAIM FEES							
						Small Entity Fee (\$)	Fee (\$)
Fee Description							
Each claim over 20 (including Reissues)						50	25
Each independent claim over 3 (including Reissues)						210	105
Multiple dependent claims						370	185
Total Claims		Extra Claims		Fee (\$)		Fee Paid (\$)	
_____		_____		_____		_____	
HP = highest number of total claims paid for, if greater than 20.							
Indep. Claims		Extra Claims		Fee (\$)		Fee Paid (\$)	
_____		_____		_____		_____	
HP = highest number of independent claims paid for, if greater than 3.							
3. APPLICATION SIZE FEE							
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$260 (\$130 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).							
Total Sheets		Extra Sheets		Number of each additional 50 or fraction thereof		Fee (\$)	
_____		_____		_____		_____	
_____ - 100 = _____		/50 = _____		(round up to a whole number) x _____		_____ = _____	
4. OTHER FEE(S)							
Non-English Specification, \$130 fee (no small entity discount)						Fees Paid (\$)	
Other (e.g., late filing surcharge): 1501 Utility Issue Fee						\$1440	

SUBMITTED BY			
Signature		Registration No. (Attorney/Agent)	41,289
Name (Print/Type)	Michael A. Sartori, Ph.D.	Telephone	202-344-4000
		Date	November 27, 2007

2006

12/15 200	11638353	41345-237922	2011	\$150.00	\$90,462.1
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12/18 203	11629539	31583-238550	1631	\$300.00	\$69,522.1

2007

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11/29 257	11987194	36871-252914	2011	\$155.00	\$100,6
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11/29 260	11987195	43327-253242	1011	\$310.00	\$99,98
11/29 262	11987195	43327-253242	1311	\$210.00	\$99,77
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